



MEMORANDUM
Harvey Ruvin
Clerk of the Circuit and County Courts
Clerk of the Board of County Commissioners
Miami-Dade County, Florida
(305) 375-5126
(305) 375-2484 FAX
www.miami-dadeclerk.com

GO

Agenda Item No. 7(A)

TO: Honorable Chairman Carlos A. Gimenez
and Members, Government Operations Committee

DATE: May 12, 2009

FROM: Kay M. Sullivan
Director, Clerk of the Board Division

SUBJECT: Approval of Commission
Committee Minutes

The Clerk of the Board's office is submitting the following Clerk's Summary of Minutes for approval by the Government Operations Committee:

March 10, 2009

Attachment
KMS/jm



Stephen P. Clark
Government Center
111 N.W. 1st Street
Miami, FL 33128

CLERK'S SUMMARY OF Meeting Minutes Government Operations Committee

Carlos A. Gimenez (7) Chair; Natacha Seijas (13) Vice Chair; Commissioners Jose "Pepe" Diaz (12), Audrey M. Edmonson (3), Joe A. Martinez (11), and Rebeca Sosa (6)

Tuesday, March 10, 2009

9:30 AM

COMMISSION CHAMBERS

Members Present: Jose "Pepe" Diaz, Audrey M. Edmonson, Carlos A. Gimenez, Joe A. Martinez, Natacha Seijas.

Members Absent: Rebeca Sosa.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

Report: *Judy Marsh, Commission Reporter, (305) 375-1967*

1A INVOCATION

Report: *A Moment of Silence was observed followed by the Pledge of Allegiance.*

1B PLEDGE OF ALLEGIANCE

1C **ROLL CALL**

Report: *The following staff members were present: Senior Assistant to the County Manager Cynthia Curry; Assistant County Manager Susanne Torriente; Assistant County Attorneys Geri Bonzon-Keenan and Daniel Frastai; and Deputy Clerks Jovel Shaw and Judy Marsh.*

Commissioners Jordan and Rolle were also present.

Chairman Gimenez called the meeting to order at 9:52 a.m.

Assistant County Attorney Geri Bonzon-Keenan noted the following changes to today's agenda: Item 3A Supplement was added to today's agenda; Item 2J was withdrawn; and Commissioner Sosa was requesting Item 3B be deferred to no date certain.

Commissioner Edmonson requested Item 2A be deferred to no date certain.

It was moved by Commissioner Diaz that the Committee approve the March 10, 2009 Government Operations Committee agenda. This motion was seconded by Chairman Gimenez, and upon being put to a vote, passed by a vote of 5-0, (Commissioner Sosa was absent).

1D **DISCUSSION ITEM**

1D1

090573 Discussion Item

Dennis C. Moss

DISCUSSION/ADOPTION OF FY 2009 - 2010 BUDGET
PRIORITIES PURSUANT TO SEC. 2-1795 OF THE CODE

Presented

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing item into the record.*

Chairman Gimenez referenced a memorandum he submitted to Committee members dated March 10, 2009, regarding budget priorities for FY 2009-2010, and noted he welcomed any comments, questions, or concerns from commissioners regarding this memorandum.

In response to questions from Chairman Gimenez regarding the tax roll for FY 2009-2010, Miami-Dade County Property Appraiser Pedro J. Garcia, said staff was currently conducting pricing and the numbers were not available at this time. He advised that the property values of residential properties were declining, and the values for commercial properties were flat; however, staff was watching the market to determine the impact on rental properties and on lease agreements, which had been reduced in some cases.

Commissioner Martinez noted economists were predicting a 12-percent downturn in property values throughout the State; however, this percentage might be higher in South Florida. He questioned how a 12-percent reduction would translate into dollars.

Mr. Garcia noted he would be reluctant to provide this information prematurely, particularly considering the number of pending foreclosures; and that staff would be working expeditiously to get a more realistic assessment of the property values to refine the numbers and come back to the committee.

Responding to Commissioner Seijas' inquiry regarding people who bought homes last year and might be looking for some changes in their market value, Mr. Garcia said staff was conducting a mass appraisal and had to look at average prices on similar properties. He noted the market value had to be established before the correct appraised value could be determined. Mr. Garcia said staff would be looking at the areas with the highest rate of foreclosures and short sales.

In response to Commissioner Diaz' inquiry regarding the number of people requesting hearings before the Value Adjustment Board, Mr. Garcia said 68,000 applications were filed this year versus approximately 40,000 last year. He noted the deadline was September 27, 2008, however, homeowners could still present applications but they had to explain why they were applying late.

Responding to Commissioner Diaz, Assistant Property Appraiser Marco Saiz said approximately fifty-five percent of homeowners were successful in obtaining a reduction in their taxes.

Chairman Gimenez expressed appreciation to Mr. Garcia for providing information to the Committee.

Ms. Jennifer Glazer-Moon, Budget Director, Office of Strategic Business Management, said the budget projections indicated that the gap this year could be wider than last year's. She noted the issues involved ad valorem revenues because if the State did not have sufficient general revenue, unfunded mandates could be passed on to the counties or shifts could be made in calculations of formulas for revenue sharing. Ms. Glazer-Moon pointed out that other revenue streams would be lowered, including sales tax.

Ms. Glazer-Moon said the County Administration was looking at ways to save money this year and to have one-time funds flow through to next year to maintain County reserves for next year, and to have a phased-in reduction of services beginning October 1, 2009. She referenced a memorandum that was forwarded to commissioners and to the County Manager outlining her concerns regarding the first quarter projections. Ms. Glazer-Moon noted the potential revenue loss for proprietary departments were equally as significant as for tax supported departments. She noted some revenues were declining due to lower demands for services, including a decline in the number of plats and building permits. Consequently, the Administration was considering reducing the expenses to match or to be more consistent with the amount of revenues collected. Ms. Glazer-Moon also noted the amount of funding collected for lien collections, interest on existing revenues, and other revenues had

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declined. She explained that while it was important to maintain certain resources, efforts must be made to balance the revenues generated against other service demands.

Ms. Glazer-Moon said staff was approximately halfway through departmental budget hearings for proprietary departments and were reviewing the revenue projections for those types of revenues and refining projections for General Fund revenues. She noted the first Revenue Estimating Conference for this calendar year was scheduled for April 3, 2009. She noted the difficulty in bridging the funding gap in this year's budget could not be over emphasized.

Chairman Gimenez noted the memorandum outlining his budget priorities for FY 2009-2010 included a recommendation that the Administration avoid increasing fees to generate revenues and minimize the number of layoffs through attrition, retraining and furloughs. He agreed that some proprietary departments could not be stripped down to the demand because a lot of institutional knowledge would be lost. Additionally, the staffing levels in these departments would be inadequate to maintain service demands, particularly once the demands increased. Chairman Gimenez noted the Building Department, for example, was being affected in terms of lack of activity; however, a core staff had to be maintained, which may require funding from the General Fund revenues because it may be impossible to maintain existing staffing levels with fee collection revenues.

Ms. Glazer-Moon referenced a second memorandum that was submitted to commissioners yesterday (3/9) regarding the options of furloughs versus possibly adjusting the cost of living adjustments (COLAs) downward. She noted this information was provided in response to questions from Commissioner Seijas and Chairman Gimenez at the Transit, Infrastructure and Roads Committee meeting, regarding potential salary reductions for County executives, and also included a comparison between each COLA percentage and the amount that would be saved with a furlough. Ms. Glazer-Moon said a furlough would provide a one-time savings, while a COLA adjustment would be a recurring savings perpetually of considerable funding that would help both the tax supported and proprietary departments.

2 COUNTY COMMISSION

2A

083596 Resolution Audrey M. Edmonson

RESOLUTION URGING THE FLORIDA LEGISLATURE TO PASS LEGISLATION REQUIRING A UNIFORM VOTER EDUCATION AND REGISTRATION PROGRAM AS PART OF THE REQUIRED HIGH SCHOOL COURSES OF STUDY

Deferred to no date certain

Report: *During consideration of changes to today's agenda, Commissioner Edmonson requested the foregoing proposed resolution be deferred to no date certain.*

2B

090480 Resolution Audrey M. Edmonson

RESOLUTION DIRECTING THE MAYOR OR HIS DESIGNEE TO REPORT ON THE MANNER BY WHICH THE SMALL BUSINESS DEVELOPMENT DEPARTMENT ESTABLISHES GOALS AND MONITORS PROGRAM COMPLIANCE WITHIN NINEY (90) DAYS

*Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Gimenez
Vote: 5-0
Absent: Sosa*

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

Hearing no comments or questions, the Committee voted on the foregoing proposed resolution as presented.

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2C

090473 Resolution Carlos A. Gimenez

RESOLUTION DECLARING THE MONTH OF APRIL
2009 AS WATER CONSERVATION MONTH IN MIAMI-
DADE COUNTY

*Forwarded to the BCC by the BCC
Chairperson with a favorable
recommendation
Mover: Diaz
Seconder: Edmonson
Vote: 5-0
Absent: Sosa*

Report: *Assistant County Attorney Geri Bonzon-Keenan
read the foregoing proposed resolution into the
record.*

*Hearing no comments or questions, the Committee
voted on the foregoing proposed resolution as
presented.*

*Chairman Gimenez asked staff to prepare the
appropriate memorandum to the Board of County
Commissioners' Chairman Dennis C. Moss
requesting that the Board's Rules and Procedures
be waived to hear this proposed resolution at the
March 17, 2009 Board meeting.*

2D

090513 Resolution Carlos A. Gimenez

RESOLUTION ESTABLISHING OFFICIAL COUNTY
POLICY THAT WHEN THE COUNTY CONVEYS
PROPERTY WITH REVERTER CLAUSES OR
CONDITIONS IN DEEDS, COUNTY DEPARTMENT
SHALL REQUEST FROM TAX COLLECTOR ANNUAL
TAX NOTICES ON SAID PROPERTY UNTIL
CONDITIONS FOR REVERTER ARE NO LONGER VALID

*Forwarded to BCC with a
favorable recommendation
Mover: Gimenez
Seconder: Martinez
Vote: 5-0
Absent: Sosa*

Report: *Assistant County Attorney Geri Bonzon-Keenan
read the foregoing proposed resolution into the
record.*

*Hearing no comments or questions, the Committee
voted on the foregoing proposed resolution as
presented.*

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2E

090046 Ordinance

Barbara J. Jordan,

Natacha Seijas

ORDINANCE RELATING TO RULES OF PROCEDURE OF BOARD OF COUNTY COMMISSIONERS; AMENDING RULE 5.05 TO PROVIDE THAT ITEMS FORWARDED BY A COMMISSION COMMITTEE TO THE COUNTY COMMISSION ARE EXEMPT FROM THE "4-DAY RULE" UNDER CERTAIN CIRCUMSTANCES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Deferred to no date certain

Mover: Edmonson

Seconder: Diaz

Vote: 5-0

Absent: Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed ordinance into the record.*

Commissioner Jordan, sponsor of the foregoing proposed ordinance, expressed appreciation to the Committee for deferring this proposed ordinance on February 13, 2009. She acknowledged the Committee's concerns; however, she noted she sponsored this ordinance because she felt all committees should be treated equally. Commissioner Jordan said it was not her intent to harm the other committees whose items were forwarded early to the County Commission agenda.

It was moved by Commissioner Edmonson that the foregoing proposed resolution be forwarded to the County Commission with a favorable recommendation. This motion was seconded by Commissioner Seijas.

Discussion ensued among the Committee members regarding the foregoing proposed ordinance.

Commissioner Martinez expressed concern regarding the foregoing proposed ordinance. He noted he did not believe that certain committees should be exempt from the Four-Day Rule. Commissioner Martinez explained the waiver process and noted the only time items would be subject to the Four-Day Rule would be if a Committee chair requested a waiver to move an item to the County Commission and this was approved by County Commission Chairman Moss. He pointed out that none of the items heard during committee week were subject to the Four-Day Rule.

Assistant County Attorney Bonzon-Keenan

concluded with Commissioner Martinez. She noted items considered by committees would not automatically be placed on the next Commission agenda but on the subsequent agenda. Ms. Bonzon-Keenan advised item(s) would only be placed on the following Commission agenda if a waiver was requested by the Committee Chair and approved by the County Commission Chairman.

Commissioner Martinez noted the Four-Day Rule only applied to items that were waived and items that were added to the Commission agenda. He indicated he would not be supportive of the foregoing proposed ordinance.

In response to Commissioner Jordan's inquiry, Budget Director Jennifer Glazer-Moon explained the current agenda process.

Commissioner Jordan noted items considered by committees that met on Mondays and Tuesdays had an advantage of being waived to the following Commission agenda as opposed to items considered by committees that met on Wednesdays and Thursdays.

Commissioner Diaz noted he preferred the Four-Day Rule being applied across-the-board and that all requests for waivers be denied. He indicated he would not support the foregoing proposed ordinance as presented.

Commissioner Seijas said she supported the intent of the foregoing proposed ordinance; however, she suggested Commissioner Jordan discuss the timeframe for printing the Commission agendas with the Agenda Coordinator. She recommended commissioners develop a policy that would enable all Commission Committee to waive emergency items to the next regularly scheduled County Commission meeting without being subject to the Four-Day Rule; and that this policy be consistently applied to all committees.

Ms. Glazer-Moon noted agendas items were printed on Tuesdays to comply with the Four-Day Rule.

Commissioner Edmonson noted she understood the intent of the foregoing proposed ordinance. She suggested Commissioner Jordan defer this proposed ordinance and bring it back to make it equitable for all committees.

Commissioner Martinez noted he received a huge amount of requests for committee waivers during his tenure as County Commission Chairman.

Chairman Gimenez said he felt all committees should be treated the same and a uniform rule for all committee items should be developed. He noted the intent of the Four-Day Rule was to give commissioners a chance to review and discuss items, and he did not wish to remove the right to invoke this rule. Chairman Gimenez agreed with Commissioner Martinez. He noted he would not be supportive of the foregoing proposed ordinance as presented.

Commissioner Jordan said the intent of the foregoing proposed ordinance was to treat all committees the same. She noted she was willing to amend the proposed ordinance but did not wish to appear as if she was punishing other committees.

Commissioner Martinez noted the Chair had discretion to waive committee consideration and he suggested Commissioner Jordan consider a special exemption for items that were waived from committee.

Commissioner Diaz concurred with Commissioner Martinez. He suggested that Commissioner Jordan restructure the proposed ordinance.

Commissioner Seijas noted she would co-sponsor whatever legislation Commissioner Jordan felt was appropriate.

Hearing no further comments or questions, the Committee voted to defer the foregoing proposed ordinance to no date certain.

2F

090563 Resolution

Natacha Seijas

RESOLUTION SUGGESTING SOUTH FLORIDA WATER MANAGEMENT DISTRICT ACCEPT MIAMI-DADE COUNTY'S RECOMMENDED LANGUAGE REGARDING PERMANENT IRRIGATION RESTRICTIONS OF NEW LANDSCAPING FOR INCLUSION IN DISTRICT RULE

Forwarded to BCC with a favorable recommendation
Mover: Seijas
Seconder: Edmonson
Vote: 5-0
Absent: Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

Commissioner Diaz spoke in support of the foregoing proposed resolution and requested a moment of personal privilege. He noted the South Florida Water Management District initially indicated its funding support to Miami-Dade County and Collier County for a proposed County park for all-terrain vehicles (ATV) riders to be located at the Dade-Collier Training and Transition Jetport; however, the District had indicated the funds were not available to do so. Commissioner Diaz said he was hopeful that the District's representatives understood the importance of addressing the issue of ATV riders. He noted he would bring back information on this issue.

Commissioner Seijas said a companion resolution would be considered by the Budget, Planning and Sustainability Committee meeting today (3/10) regarding the savings to be achieved by the County if the South Florida Water Management District accepts the language outlined in the foregoing proposed resolution.

Commissioner Seijas referenced a park located in Commission District 13 which accommodated ATV riders and was maintained by people who belonged to a club.

Hearing no further comments or questions, the Committee voted on the foregoing proposed resolution as presented.

2G

090478 Resolution

Rebeca Sosa

RESOLUTION URGING THE FLORIDA LEGISLATURE TO PROHIBIT MANUFACTURERS, DISTRIBUTORS AND/OR RETAILERS FROM CHARGING MORE THAN A REASONABLE PROFIT FOR SPECIALIZED BRASSIERES SOLD TO WOMEN WHO HAVE UNDERGONE MASTECTOMIES

Motion dies due to lack of second

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

A motion moved by Commissioner Edmonson to forward the foregoing proposed resolution to the County Commission died due to lack of a second.

2H

090488 Resolution

Rebeca Sosa

RESOLUTION DIRECTING THE COUNTY MAYOR OR HIS DESIGNEE TO NOTIFY THE BOARD OF COUNTY COMMISSIONERS WHEN THE COUNTY WAIVES ANY MATERIAL BREACH OF A CONTRACT OR EXTENDS A CONTRACT CURE PERIOD BEYOND 30 DAYS

No Action Taken

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

21

090489 Resolution

Rebeca Sosa

RESOLUTION CREATING A TASK FORCE ON VEHICLE REPOSSESSIONS TO STUDY CONSUMER ISSUES RELATED TO VEHICLE REPOSSESSIONS

Tabled
Mover: Seijas
Seconder: Edmonson
Vote: 5-0
Absent: Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

Commissioner Seijas moved the foregoing proposed resolution for discussion. This motion was seconded by Chairman Gimenez.

Commissioner Seijas expressed concern regarding the creation of the proposed task force on vehicle repossessions. She noted this was a difficult issue and she inquired about the legal procedures involved in vehicle repossession.

In response to Commissioner Seijas' inquiry whether vehicle repossession should be addressed in another area rather than by the County Commission, Assistant County Attorney Bonzon-Keenan noted vehicle repossessions were governed by State law and the County was preempted by State law.

Commissioner Martinez concurred with Commissioner Seijas' comments. He noted vehicle repossessions should continue being addressed by the State.

Commissioner Edmonson questioned whether the foregoing proposed resolution should be a resolution urging the State to create a task force on vehicle repossession.

Assistant County Attorney Bonzon-Keenan noted the proposed task force would develop recommendations that would take the place of a resolution urging the State Legislature to incorporate those recommendations in State law.

Chairman Gimenez asked Assistant County Manager Susanne Torriente to provide the Committee with a report at its next meeting outlining the number of County task forces and their functions; how often they met; the resources they required and the cost of maintaining these task forces. Commissioner Martinez asked that

this report also include similar information relating to County boards.

Commissioner Diaz said the review of County boards that was previously conducted would be extended across-the-board to include committees, task force, etc. He noted he was working with the County Administration to address this issue.

In response to Commissioner Martinez' inquiry regarding the amount of staff time that was allocated to County boards, Assistant County Manager Susanne Torriente noted it was difficult to calculate the time spent on these boards, however, a lot of time constraints were placed on staff. She noted the Committee would be provided with additional information on task forces.

Hearing no further comments or questions, the Committee voted to table the foregoing proposed resolution.

2J

090482 Resolution Sen. Javier D. Souto

RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH MIAMI-DADE COLLEGE FOR THE COLLEGE'S USE OF SPACE AT THE MAIN LIBRARY TO CONTINUE HOUSING THE WOLFSON MEDIA HISTORY ARCHIVE AND AUTHORIZING THE COUNTY MAYOR TO EXERCISE CANCELLATION PROVISIONS CONTAINED THEREIN; AND AUTHORIZING THE EXECUTION OF A TERMINATION AND RELEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE LYNN AND LOUIS WOLFSON II FLORIDA MOVING IMAGE ARCHIVES, INC. TERMINATING THE AGREEMENT BETWEEN THEM DATED OCTOBER 1, 1986

Withdrawn

Report: *The foregoing proposed resolution was withdrawn during consideration of changes to today's agenda.*

3 PUBLIC HEARINGS

3A

090289 Ordinance

Dorrin D. Rolle

ORDINANCE RELATING TO VEHICLES FOR-HIRE; AMENDING SECTIONS 31-82; 31-303 AND 31-602 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, AMENDING THE EXCLUSION PERIOD FOR CONVICTIONS INVOLVING TRAFFICKING IN NARCOTICS; REQUIRING THAT CHAUFFEURS NOTIFY CONSUMER SERVICES DEPARTMENT WITHIN SPECIFIED TIME PERIOD OF CONVICTION OF CRIME; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Forwarded to BCC with a favorable recommendation
Mover: Diaz
Seconder: Gimenez
Vote: 3-1
No: Martinez
Absent: Seijas, Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed ordinance into the record.*

Chairman Gimenez announced that the foregoing proposed ordinance was open for public participation, and there being no one to appear before the Committee, the public hearing was closed.

Commissioner Rolle, sponsor, provided an overview of the foregoing proposed ordinance.

Commissioner Martinez noted as a former police officer who worked in the Narcotics Division, he could not support the foregoing proposed ordinance because the wording "trafficking in narcotics" was deleted from this ordinance.

Commissioner Diaz requested clarification regarding the ten-year timeframe in which an applicant would be eligible to obtain a for-hire license. He noted he would be supportive of the proposed ordinance based on the ten-year timeframe.

In response to Chairman Gimenez' inquiry regarding inconsistencies in Section 31-82 (d) (6) and (16), on handwritten page 4 of the foregoing proposed ordinance concerning trafficking in narcotics, Ms. Cathy Peel, Director, Consumer Services Department, noted the specific provision in (d)(16) was applied.

Responding to further questions from Chairman Gimenez regarding the eligibility requirement for passenger service companies in Section 31-100 of the proposed ordinance, Ms. Peel noted this section was not being changed.

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Chairman Gimenez noted he would support the proposed ordinance.

Hearing no further comments or questions, the Committee voted on the foregoing proposed ordinance as presented.

3A Supplement

090672 Supplement

FISCAL IMPACT TO ORDINANCE AMENDING THE CODE; RELATING TO VEHICLE FOR-HIRE; AMENDING THE EXCLUSION PERIOD FOR CONVICTIONS INVOLVING TRAFFICKING IN NARCOTICS

Forwarded to BCC with a favorable recommendation
Mover: Diaz
Seconder: Gimenez
Vote: 3-1
No: Martinez
Absent: Sosa, Seijas

3B

090292 Ordinance **Rebeca Sosa**

ORDINANCE CREATING SECTION _____ OF THE CODE OF MIAMI-DADE COUNTY, CREATING COMPUTER AND ELECTRONICS PROGRAM, ESTABLISHING GUIDELINES FOR COLLECTION OF DONATED COMPUTERS AND ELECTRONICS AND DISTRIBUTION TO ELIGIBLE RECIPIENTS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Deferred to no date certain

Report: *The foregoing proposed ordinance was deferred to no date certain during consideration of changes to today's agenda, pursuant to Commissioner Sosa's request.*

3C

082921 Ordinance

ORDINANCE AMENDING CHAPTER 10 OF THE MIAMI-DADE COUNTY CODE; ADDING THE WATERPROOFING CONTRACTOR CATEGORY, PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Building Code Compliance Department)

Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Diaz
Vote: 4-0
Absent: Seijas, Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed ordinance into the record.*

Hearing no comments or questions, the Committee voted on the foregoing proposed ordinance as presented.

4 DEPARTMENTS

4A

090340 Resolution

CONTRACT AWARD RECOMMENDATION FOR STEPHEN P. CLARK CENTER (SPCC), CULTURAL CENTER (CC) AND CENTRAL SUPPORT (CS) FIRE ALARM AND BUILDING MANAGEMET SYSTEMS REPLACEMENT/SPCC EAST STAIR WELL PRESSURIZATION - PROJECT NO: DB07-GSA-01 GOB; CONTRACT NO: Z00062/63/64, TO SIEMENS BUILDING TECHNOLOGIES, INC. (General Services Administration Department)

Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Martinez
Vote: 5-0
Absent: Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

Commissioner Edmonson moved the foregoing proposed resolution for discussion. This motion was seconded by Commissioner Martinez.

Commissioner Diaz noted his comments were not directly related to the foregoing proposed resolution; however, he had received numerous telephone calls regarding security issues within the Stephen P. Clark Center.

Commissioner Martinez noted he had requested the County Commission Chairman convene an Executive Session with all commission members, the County Attorney and the First Assistant County Attorney to discuss security issues. Commissioner Martinez noted he felt this issue should not be publicly discussed and he was awaiting a response from the Chairman.

Chairman Gimenez concurred with Commissioner Martinez.

Commissioner Seiajs noted two Executive Sessions were held by the County Commission within her 16-year tenure as a commissioner.

Hearing no further comments or questions, the Committee voted on the foregoing proposed resolution as presented.

8

4B

090378 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR TO EXECUTE AND RECORD A RELEASE OF DEED RESTRICTIONS AND A COUNTY DEED WHICH SHALL SUPERSEDE THE COUNTY DEED RECORDED IN OFFICIAL RECORD BOOK 21987, PAGES 1433-1436 OF THE PUBLIC RECORDS OF MIAMI DADE COUNTY, FOR PROPERTY LOCATED EAST OF 10061 HIBISCUS STREET, UNINCORPORATED MIAMI-DADE COUNTY, FL AND IDENTIFIED BY TAX FOLIO NUMBER 30-5032-004-1050 (General Services Administration Department)

Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Diaz
Vote: 5-0
Absent: Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

Hearing no comments or questions, the Committee voted on the foregoing proposed resolution as presented.

4C

090432 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT AT 1822 N.E. MIAMI GARDENS DRIVE, NORTH MIAMI BEACH, WITH OASIS 183, LTD, A FLORIDA LIMITED PARTNERSHIP, FOR PREMISES TO BE UTILIZED AS A GOVERNMENT INFORMATION CENTER, WITH TOTAL FISCAL IMPACT TO MIAMI-DADE COUNTY NOT TO EXCEED \$250,000.00 FOR THE TERM OF THE LEASE, AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

Tabled
Mover: Seijas
Seconded: Martinez
Vote: 5-0
Absent: Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

It was moved by Commissioner Seijas that the foregoing proposed resolution be denied. This motion was seconded by Commissioner Martinez.

In response to Chairman Gimenez' inquiry regarding the need for the foregoing proposed resolution, Budget Director Jennifer Glazer-Moon said the number of community outreach offices were being reduced; however, some individuals were utilizing the outreach office located at Skylake Mall. She noted it was indicated that the Government Information Center (GIC) outreach office would be relocated to a smaller office with fewer staff as part of the budget adjustments noted in the County Manager's memorandum for the September 18, 2008 Second Budget Hearing.

Responding to Chairman Gimenez, Ms. Wendi Norris, Director, General Services Administration, said the current office space was 3,600 square feet and was being reduced to 1,075 square feet. She noted the annual rental for the new space was \$36,000 versus \$92,000 on the current space.

Commissioner Seijas spoke in opposition to the foregoing proposed resolution. She noted a Resource Center for Commission District 13 to be funded from District 13's operating budget would be located in the same Shopping Center once occupied by Team Metro; however, this was a smaller area. Commissioner Seijas expressed concern regarding the disparity, noting that it was not fair that one commissioner had an explosion

of services while the other had an explosion of their budget. She asked why this proposed lease agreement was not prepared for Commission District 13 which would also cover Districts 1 and 12. Commissioner Seijas expressed concerns that Northwest Dade was not being addressed.

Chairman Gimenez asked Ms. Norris to provide the Committee with a report at its next meeting on the status of the Miami-Dade County Lightspeed Building. He asked that this report include the number of square feet of the building; the number of square feet for parking spaces; and any potential plans for personnel and County functions/services that could be located within this building.

Commissioner Diaz concurred with Chairman Gimenez's request. He noted the Lightspeed Building, located in Commission District 12, was a Category Five hurricane resistant building which could be used to secure infrastructure, and it was not being used. He said this building was comprised of six generators with constant power, and each generator could operate the entire facility. Commissioner Diaz pointed out that an empty facility building was located in the back.

Commissioner Martinez provided an overview of the Lightspeed Building, and asked that the status of this Building be expedited.

Ms. Norris noted she would provide the Committee with a comprehensive status report.

Commissioner Diaz asked that the report requested by Chairman Gimenez include the feasibility of allocating office space on the east wall, second floor of the Lightspeed Building for each County Commissioner, to ensure better service to constituents in the aftermath of a hurricane(s).

Hearing no further comments or questions, the Committee voted to table the foregoing proposed resolution.

4D

090574 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT AT 7660 A N.W. 186 STREET, MIAMI, WITH COUNTRY CLUB SHOPPING CENTER, INC., A FLORIDA CORPORATION, FOR PREMISES TO BE UTILIZED AS A DISTRICT 13 RESOURCE CENTER, WITH TOTAL FISCAL IMPACT TO MIAMI-DADE COUNTY NOT TO EXCEED \$87,515.00 FOR THE FOUR-YEAR TERM OF THE LEASE; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

Forwarded to BCC with a favorable recommendation
Mover: Seijas
Seconder: Edmonson
Vote: 5-0
Absent: Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

Hearing no comments or questions, the Committee voted on the foregoing proposed resolution as presented.

4E

090575 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT AT 172 WEST FLAGLER STREET, SUITE 325 MIAMI, FL., WITH JACK THOMAS, INC., AS AGENT FOR FLAGLER BUILDING, LLLP, FOR PREMISES TO BE UTILIZED BY GENERAL SERVICES ADMINISTRATION'S PARKING OPERATIONS SECTION FOR OFFICE SPACE WITH A TOTAL FISCAL IMPACT TO MIAMI-DADE COUNTY NOT TO EXCEED \$117,000.00 FOR THE TERM OF THE LEASE INCLUDING THE OPTION RENEWAL TERM, AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Diaz
Vote: 5-0
Absent: Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

Hearing no comments or questions, the Committee voted on the foregoing proposed resolution as presented.

4F

090493 Resolution

RESOLUTION APPROVING CONTRACT NO. E08-SWM-01 IN THE AMOUNT OF \$1,543,195.00 TO HDR ENGINEERING, INC. FOR THE SOLID WASTE MANAGEMENT MASTER PLAN

(Solid Waste Management Department)

Deferred to no date certain

Mover: Diaz

Seconder: Martinez

Vote: 5-0

Absent: Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

It was moved by Commissioner Edmonson that the foregoing proposed resolution be forwarded to the County Commission with a favorable recommendation. This motion was seconded by Commissioner Diaz.

Commissioner Seijas questioned the negotiation process regarding the proposed Solid Waste Management Master Plan. She noted local preference was applied and the total project price increased by \$88,195 during negotiations with HDR Engineering, Inc.

Ms. Kathleen Woods-Richardson, Director, Solid Waste Management, introduced Deputy Director Christopher Rose, Solid Waste Management Department.

Mr. Rose discussed the contract negotiations with HDR Engineering, Inc. He noted two pay items were removed from the contract and the initial contract amount was reduced. Mr. Rose said the Negotiation Committee did not negotiate with the other firm and did not have a price from the other firm. He noted the multipliers and the rates that were within the proposed contract were consistent with other firms.

In response to Commissioner Seijas' inquiry whether the price of the other firm could have been determined, Mr. Johnny Martinez, Director, Office of Capital Improvements, explained why the local preference was applied at the second-tier. He said during negotiations with the firm the estimated amount was higher than the base line estimate. Mr. Martinez noted the exact amount was not known until each item was reviewed with the firm to determine the bottom line.

Assistant County Manager Susanne Torriente said

price was not on the table when the local preference was applied. She noted the local preference was applied because the points were within five percent of each other.

Commissioner Seijas noted she understood the process; however, she was not comfortable with voting on a contract that already sets an amount for the Solid Waste Department in the FY 2009-2010 proposed budget.

Mr. Martinez noted when a base estimate was involved it was not known which firm would be awarded the contract. He noted each firm had a different multiplier, including the hourly rates their employees were paid. Mr. Martinez said during negotiations with the firm(s) the multiplier, overhead, and benefits were discussed and the price was determined at that time.

It was moved by Commissioner Diaz that the foregoing proposed resolution be deferred in order to renegotiate the contract for the proposed Solid Waste Management Master Plan and that the renegotiated contract be brought back to the Committee. This motion was seconded by Commissioner Martinez.

Commissioner Martinez asked that the renegotiated contract not be brought back to the Committee if the additional funds required for the Plan would be included in the proposed FY 2009-2010 budget.

Chairman Gimenez asked Mr. Rose to provide the Committee with a report outlining the number of full time equivalents (FTEs), (i.e. one person working the entire year) on the proposed Solid Waste Management Master Plan, to determine the amount being paid to consultants on a per employee basis. Chairman Gimenez asked that this report be included when the renegotiated contract came back to Committee and that this information be provided to the Committee whenever consulting work was involved. He also asked that each Committee member be briefed on the contract before it was brought back to the Committee.

5 COUNTY MANAGER

6 COUNTY ATTORNEY

7 CLERK OF THE BOARD

7A

090529 Report

CLERK'S SUMMARY OF MINUTES FOR THE
FEBRUARY 13, 2009 GOVERNMENT OPERATIONS
COMMITTEE MEETING (Clerk of the Board)

Approved
Mover: Martinez
Seconder: Edmonson
Vote: 5-0
Absent: Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan
read the foregoing report into the record.*

*Hearing no comments or questions, the Committee
voted on the foregoing report as presented.*

8 REPORT

Government Operations Committee
Meeting Minutes

CLERK'S SUMMARY OF

Tuesday, March 10, 2009

8A

090590 Report

DEPARTMENTAL BUDGET PRESENTATIONS (County
Manager)

Not presented

Report: *Chairman Gimenez noted departmental budgets would not be presented because final information was not yet available.*

Referring to Commissioner Jordan's proposed ordinance on today's (3/10) agenda relating to Rules of Procedure (Agenda Item 2E), Commissioner Martinez asked whether an agenda item for the Tuesday Commission meeting(s) could be set if there was a waiver for Thursday meetings; and whether it would avoid the Four-Day Rule.

Assistant County Attorney Bonzon-Keenan noted she was not sure it would avoid the Four-Day Rule if it was set for the regular meeting but heard on Thursday.

Chairman Gimenez requested Committee members submit their budget priorities to him and these would be submitted as the Committee's priorities to Chairman Moss.

9 ADJOURNMENT

Report: *There being no further business to come before the Committee, the Government Operations Committee meeting was adjourned at 11:26 a.m.*

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